

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

JUSTIN M. ANEST,

Plaintiff,

vs.

OFFICER TUFSRUD and SARGENT
COOK,

Defendants.

NO. CV-06-0169-MWL

**ORDER ADOPTING REPORT AND
RECOMMENDATION**

Magistrate Judge Leavitt filed a Report and Recommendation on April 4, 2007, recommending that Defendants' motion for summary judgment (Ct. Rec. 64) be granted and that Plaintiff's complaint be dismissed with prejudice. (Ct. Rec. 79). Neither party submitted timely objections to the Report and Recommendation.

Having reviewed the April 4, 2007, Report and Recommendation, and there being no objections thereto, the Court **ADOPTS** the Report and Recommendation (**Ct. Rec. 79**) in its entirety. Accordingly, Defendants' motion for summary judgment (**Ct. Rec. 64**) is **GRANTED** and Plaintiff's complaint is **DISMISSED WITH PREJUDICE**.

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S/ Edward F. Shea
EDWARD F. SHEA
UNITED STATES DISTRICT JUDGE